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Paper No.

FULBRIGHT & JAWORSKI L.L.P.
600 CONGRESS AVE.
SUITE 2400
AUSTIN TX 78701

MAILED
SEP 21 2010
OFFICE OF PETITIONS

In re Patent No. 7,735,258 : DECISION ON REQUEST
Vickery : FOR
Issue Date: June 15, 2010 : RECONSIDERATION OF
Application No. 10/550,378 : PATENT TERM ADJUSTMENT
Filed: September 21, 2005 : and
Atty Docket No. VICE:005US/ : NOTICE OF INTENT TO ISSUE
10801931 : CERTIFICATE OF CORRECTION

This is a decision on the "APPLICATION FOR PATENT TERM ADJUSTMENT UNDER 37 C.F.R. § 1.705(d), filed on July 30, 2010, requesting that the patent term adjustment indicated on the above-identified patent be corrected to indicate that the term of the above-identified patent is extended or adjusted by two hundred and twelve (212) days.

The petition to correct the patent term adjustment indicated on the above-identified patent to indicate that the term of the above-identified patent is extended or adjusted by two hundred and twelve (212) days is **GRANTED**.

The Office acknowledges submission of the \$200.00 fee set forth in 37 C.F.R. § 1.18(e). No additional fees are required.

Application no. 10/550,378 matured into U.S. patent no. 7,735,258 on June 15, 2010, with a patent term adjustment of 135 days.

The Office agrees with Patentee's assertion that examination delay totals 272 days, applicant delay totals 137 days, the period of "B-delay" totals 77 days, and there is no overlap.

It follows that the patent term adjustment is 212 (272 - 137 + 77 - 0) days.

The application is being forwarded to the Certificates of Correction Branch for issuance of a certificate of correction. The Office will issue a certificate of correction indicating that the term of the above-identified patent is extended or adjusted by **two hundred and twelve (212)** days.

Telephone inquiries specific to this matter should be directed to Senior Attorney Paul Shanowski at (571) 272-3225.

A handwritten signature in black ink, appearing to read 'Anthony Knight', is written over the typed name.

Anthony Knight
Director
Office of Petitions

Enclosure: Copy of DRAFT Certificate of Correction

UNITED STATES PATENT AND TRADEMARK OFFICE

CERTIFICATE OF CORRECTION

PATENT : 7,735,258B2

DATED : June 15, 2010

DRAFT

INVENTOR(S) : Vickery

It is certified that error appears in the above-identified patent and that said Letters Patent is hereby corrected as shown below:

On the cover page,

[*] Notice: Subject to any disclaimer, the term of this patent is extended or adjusted under 35 USC 154(b) by 135 days

Delete the phrase "by 135 days" and insert – by 212 days--